

Assigned File Number S/003 10084

DOGM Lead: _____

Task: 5827

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
1594 West North Temple Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
Telephone: (801) 538-5291 Fax: (801) 359-3940

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NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS

The information requirements of this form are based on provisions of the Mined Land Reclamation Act, Title 40-8, Utah Code Annotated 1987, and the General Rules as promulgated under the Utah Minerals Regulatory Program (R647). The rules and Act are available online at <http://www.rules.utah.gov/publicat/code/r647/r647.htm> and http://le.utah.gov/~code/TITLE40/40_08.htm.

"Small Mining Operations" are operations which have a disturbed area of ten or fewer surface acres at any time in unincorporated areas, or five acres or fewer in incorporated areas.

I. **GENERAL INFORMATION** (Rule R647-3-104)

1. **Name of Mine:** BOTTLENECK PIT

2.A. **Name of Entity Applying for a Permit:** NOTSHORE ROCK PRODUCTS LLC

Contact (Authorized Officer): BRENT M. KENLEY

Mailing Address: 1740 COMBE RD, STE 1

City, State, Zip: SOUTH OGDEN, UT 84403

Phone: 801-668-0375 Fax: _____

E-mail Address: bkenley@northshorerockproducts.com

Entity is a: ☐ Corporation ☒ LLC ☐ Sole Proprietorship (dba) ☐ Individual
☐ Partnership (☐ General or ☐ limited) ☐ Other (specify type) _____

Business Entity (not individuals) must be registered (and maintain registration) with the State of Utah, Division of Corporations (DOC) If not currently registered, contact www.commerce.utah.gov to renew or apply.

2.B. Are you currently registered to do business in the State of Utah? ☒ Yes ☐ No

Business Entity #: 8362827-0160

Local Business License #: 2014-71 (if required)

Issued by: County: _____ or City: HONEYVILLE CITY

Registered Utah Agent (as identified with the Utah DOC) (if individual leave blank):

Name: KENDALL PRESNELL Title: R.A.

Address: 1740 COMBE RD, STE 1

City, State, Zip: SOUTH OGDEN, UT 84403

Phone: 801-391-2232 Fax: _____

E-mail Address: kendall@northshorerockproducts.com

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2.C. Entity's Representative(s) (if different from #2A) authorized and designated to receive notices of violation, cessation orders, and all other notices to be given to the permittee or operator by the Division.

Name: _____ Title: _____
Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
Emergency, Weekend, or Holiday Phone: _____
E-mail Address: _____

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Name: _____ Title: _____
Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
Emergency, Weekend, or Holiday Phone: _____
E-mail Address: _____

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3a. If Business is a Sole Proprietor (dba) or Individual:

Name of Owner: _____ Title: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

3b. If Business is a Corporation:

Name of Officers: _____ Title: _____
Name: _____ Title: _____
Name: _____ Title: _____
Name: _____ Title: _____
Headquarters Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

3c. If Business is a Limited Liability Company: ☒ Member Managed ☐ Manager Managed

Name of 1st Member/Manager: BRENT M. KENLEY Title: MANAGER
Business Address: 1740 COMBE RD, STE 1
City, State, Zip: SOUTH OGDEN, UT 84403
Phone: 801-668-0375 Fax: _____
E-mail Address: bkenley@northshorerockproducts.com

Name of 2nd Member/Manager: KENDALL PRESNELL Title: MANAGER
Business Address: 1740 COMBE RD, STE 1
City, State, Zip: SOUTH OGDEN, UT 84403
Phone: 801-391-2232 Fax: _____
E-mail Address: kendall@northshorerockproducts.com

3d. If Business is a Partnership:

Names of First Partner: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

Names of Second Partner: _____
Business Address: _____
City, State, Zip: _____
Phone: _____ Fax: _____
E-mail Address: _____

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If Business is a Partnership:

Name of Partner: John Young
 Business Address: 4990 N. Hwy 38
 City, State, Zip: Brigham City, Ut. 84302
 Phone: 435-723-1584 Fax: 435-723-5867
 E-mail Address: jyoung-55@hotmail.com

5. Ownership of Land Surface:

☒ Private (Fee) G ☐ Public Domain (BLM) G ☐ National Forest (USFS) G
☐ State Trust Land/School Sections G ☐ State Sovereign Lands G

Other (please describe):

Name Young Resources Address 4990 N. Hwy 38 Brigham City, Ut. 84302

Name _____ Address _____

Name _____ Address _____

Name _____ Address _____

6. Ownership of Minerals:

☒ Private (Fee) G ☐ Public Domain (BLM) G ☐ National Forest (USFS) G
☐ State Trust Land/School Sections G ☐ State Sovereign Lands G

Other (please describe):

Name Young Resources Address 4990 N. Hwy 38 Brigham City, Ut. 84302

Name _____ Address _____

Name Gregory L. Seal, et al Address 1366 E. Munny Holiday Rd. S.L.C UT

Name _____ Address 84117-5050

BLM Lease or Project File Number(s) and/or USFS assigned Project Number(s): _____

BLM Claim Numbers _____

Utah State Lease Number(s): _____

Name of Lessee(s) _____

7. Have the above surface and mineral owners been notified in writing?

Yes ☒ No _____

If no, why not? _____

Please be advised that if State Trust Lands are involved, notification to the Division of Oil, Gas and Mining alone does not satisfy the notification requirements of Mineral Leases upon State Trust Lands. Exploration or mining activity on State Trust Lands requires a minimum of 60 days notice to the Trust Lands Administration **prior** to commencing any activities. Please contact the School Institutional Trust Lands Administration (SITLA) at (801) 538-5508 for notification requirements.

8. Does the Entity have legal right to enter and conduct mining operations on the land covered by this notice? Yes ☒ No _____

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II. PROJECT LOCATION & MAP (Rule R647-3-105)1. Project Location & Map (legal description):

County(ies): Box Elder (see maps)

____ 1/4, of ____ 1/4, of ____ 1/4: Section: ____ Township: ____ Range: ____

____ 1/4, of ____ 1/4, of ____ 1/4: Section: ____ Township: ____ Range: ____

____ 1/4, of ____ 1/4, of ____ 1/4: Section: ____ Township: ____ Range: ____

UTM East _____ (if known) UTM North _____ (If known)

Name of Quad Map for Location: _____

2. Location and Operations maps must be plotted at a scale to accurately identify locational landmarks and operations details. All maps must include a north arrow, scale, appropriate labels, and title box including the mine name, township, range and section.

a. The general location map must be the scale of a USGS 7.5 minute series map or equivalent (1"=2000') and identify new or existing access roads.

b. The operations map (1"=200' or other scale as determined necessary by the Division) must be labeled and identify:

- i. The area to be disturbed;
- ii. The location of any existing or proposed operations including access roads, drill holes, trenches, pits, shafts, cuts, or other planned activities; and
- iii. Any adjacent previous disturbance for which the operator is not responsible.

(Contact the Division for a list of consultants and land surveyors for mapping assistance.)

3. The proposed (5 acre or less) disturbed area (including access/haul roads) should be marked in the field ON THE GROUND with metal T-Posts (or with some other marker of equal effectiveness). Markers should be appropriately spaced so that the next marker in either direction is clearly visible with the naked eye.

III. OPERATION PLAN (Rule R647-3-106)

1. Type of mining: Surface ☒ Underground ☐

2. Mineral(s) to be mined: gravel + rock

3. Amount of material to be extracted, moved, or proposed to be moved: _____
? one million ton

4. Will any water, liquid chemicals, reagents, or other solutions be used, produced or discharged as part of the mining or milling process?

Yes ☐ No ☒ If yes, please describe (add extra pages if needed) _____

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5. Provide a brief description of the proposed mining operation and onsite processing facilities (add extra pages if necessary).

Operation will consist of drilling, blasting, excavating, hauling saw material from the east production baysaw pit to reinforce solar ponds & dikes on GSI.

6. ☐ New Road(s): Length _____ (ft) Width _____ (ft)

7. ☐ Improved Road(s): Provide a description of the improvements that need to be made to existing roads to access the site, including the Length _____ (ft) and Width _____ (ft) of new disturbances.

There will not be any disturbance of roads. Existing access roads will be maintained by conventional & traditional methods. Road grading, graveling, and de-dusting will allow efficient travel to haul trucks.

8. Total project surface acreage to be disturbed: .5 (acres) PLEASE SPECIFY EXACT ACREAGE - (this will be used to determine surety bond amount - see #VI).

9. Proposed startup date (month, year) Sept 2010
10. Proposed completion date, if known (month, year) Sept 2015

IV. OPERATION AND RECLAMATION PRACTICES (Rule R647-3-107, 108 & 109)

The reclamation and operation obligation is to keep the area clean and safe, minimize hazards to public safety, return the land to a useful condition, and reestablish at least 70 percent of the premining vegetative ground cover or within practical limits. To accomplish this, the Permittee / Operator will need to perform reclamation concurrently, or at the completion (within one (1) year) of mining. Please refer to The Practical Guide to Reclamation in Utah, available at https://fs.ogm.utah.gov/pub/MINES/Coal_Related/RecMan/Reclamation_Manual.pdf.

1. Keep the mining operation in a safe, clean, and environmentally stable condition.
2. Permanently seal all shafts and tunnels to prevent unauthorized or accidental entry.
3. Plug drill holes with a five foot cement surface plug. Holes that encounter fluids are to be plugged in the subsurface to prevent aquifer contamination.
4. Construct berms, fences, or barriers, when needed, above highwalls and excavations.
5. Remove, isolate, or neutralize all toxic materials in a manner compatible with federal and state regulations.
6. Remove all waste or debris from stream channels.
7. Dispose of any trash, scrap metal, wood, machinery, and buildings.
8. Conduct mining activities so as to minimize erosion and control sediment.
9. Reclaim all roads that are not part of a permanent transportation system.
10. Stockpile topsoil and suitable overburden prior to mining.

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11. Stabilize highwalls by backfilling or rounding to 45 degrees or less, where feasible; reshape the land to near its original contour, and redistribute the topsoil and suitable overburden.
12. Properly prepare seedbed to a depth of six inches by pocking, ripping, discing, or harrowing. Leave the surface rough.
13. Reseed disturbed areas with adaptable species. (The Division recommends a mixture of species of grass, forb, and browse seed, and will provide a specific species list if requested.)
14. Plant the seed with a rangeland or farm drill, or broadcast the seed. Fall is the preferred time to seed.

V. VARIANCE REQUEST (Rule R647-3-110)

Any variance request must be approved in writing by the Division

Any planned deviations from Rules R647-3-107, Operation Practices, R647-3-108, Hole Plugging Requirements, or R647-3-109, Reclamation Practices, as summarized above (see IV. Operation and Reclamation Practices Item # 1-14), should be identified below listing applicable rule number. Give justification for the variance(s) and alternate methods or measure to be utilized. Written approval from the Division will be given, if the proposed alternative methods to be used are consistent with the Act.

Are variances being requested? Yes ☐ No ☒

1st Variance Requested

Item # _____ Applicable Rule # (i.e. R647-3-109.10 (if you did not want trenches & pits reclaimed)

Justification: _____

Alternate methods or measure to be utilized: _____

2nd Variance Requested

Item # _____ Applicable Rule # _____

Justification: _____

Alternate methods or measure to be utilized: _____

3rd Variance Requested

Item # _____ Applicable Rule # _____

Justification: _____

Alternate methods or measure to be utilized: _____

Attach additional page if more variances are requested.

VI. SURETY (Utah Code Ann. §40-8-7(1)[c])

A reclamation contract and surety must be provided to and approved by the Division prior to commencement of operations. No surface disturbance is authorized until the surety is posted and approved in writing. The surety may be provided in the form of a certificate of deposit, a letter of credit, a surety bond, or cash. Please contact the Division for further information about submitting the surety. All mining operations are required to furnish and maintain reclamation surety to guarantee that the land affected is reclaimed (Utah Code Ann. §40-8-7(1)[c]).

VII. SIGNATURE REQUIREMENT

CERTIFICATION

I state under penalty of perjury under the laws of the state of Utah and the United States of America that:

- a. I have read this form and declare the information, statements and/or documentation are true, correct and complete to the best of my knowledge and belief; AND
- b. I commit to the reclamation of the aforementioned small mining project as required by the Utah Mined Land Reclamation Act (40-8) and the rules as specified by the Board of Oil, Gas and Mining.
- c. **This certification must be signed by:** (1.) an executive officer if the applicant is a corporation; (2.) a partner if applicant is a partnership (general or limited); (3.) the owner if applicant is a sole proprietorship; **or** (4.) the member or manager if applicant is a limited liability company.

Signature: Brent M Kenley Date: 1/17/14
Name (typed or printed): BRENT M. KENLEY
Title/Position (if applicable): MANAGER

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Pokes Point
USGS 1:24000

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East Promontory Borrow Pit Location

Promontory Point
USGS 1:24000



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Access Road

East Promontory
Borrow Pit Location

GSL Solar Ponds

Haul to GSL Solar Ponds

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East Promontory Borrow Pit

